Secta. II-37—100,000—21-5-52.

Rural Welfare (1951) Department.

Lri. SERIES.

G.O. No. 1297

Dated 6—12—1951.

[Despatch Abstract.]

Rules — The Madras Hindu Religious and charitable Endowments Act 1951 — Section 58 (1) (b) + (1) — papers Recorded.

Draft rules framed under sub-sections (1), (6) and (7) of section 58 read with clause (a) sub-section(2) of section 100.

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1. The consultation required under sub-sections (1) and (6) of section 58 shall be made in the following manner:--

(a) When the Dy. Commissioner proposes on his own motion to take action under sub-section (1) or (6) of section 58 or where an application under sub-section (1) is received by him, he shall give notice of his proposal or of the application, as the case may be, to the trustee or the trustees and the Area Committee, if any, having jurisdiction over the institution and the persons having interest calling upon them to submit any representations they may wish to make before a date to be specified in such notice which shall be not less than two months from the date of its issue.

(b) If after a consideration of the objections or suggestions, if any, received by him, he has reason to believe that a scheme should be settled, ~~mxfx~~ modified or cancelled, he shall give notice to the trustee or the trustees, the Area Committee, if any, having jurisdiction over the institution and persons having interest, of his intention to settle, modify or cancel a scheme of administration for the religious institution and call upon them to submit in writing any objections or suggestions they may wish to make before the date specified in such notice for an enquiry.

(c) The notice under sub-rules (a) and (b) shall be sent by registered post to the trustee or the trustees and when the institution concerned is within the jurisdiction of the Area Committee, also to the Asst. Commissioner on behalf of the Area Committee concerned. A copy of the notice shall be affixed on the notice board or front door of the temple or math concerned, on the notice board of the office of the Dy. Commissioner and of the Asst. Commissioner within whose division the religious institution is situated and on the notice board of the office of the municipal council including the ~~Cx~~ Corporation of Madras or village chavadi ~~concerned~~. Such affixture shall be deemed to be sufficient intimation to persons having interest. All representations submitted in time by trustee or Area Committee, if any, or persons having interest shall be taken into consideration by the Dy. Commissioner in settling, modifying or cancelling the Scheme.

2. Every order of the Dy. Commissioner, settling, modifying or cancelling a scheme under section 58(7) shall be published as follows:--

(i) By affixture in the--

(a) notice board or front door of the math or temple concerned;

(b) notice board of the office of the municipal council including the Corporation of Madras or village chavadi concerned.

(c) notice boards of the offices of the Asst. Commissioner and Dy. Commissioner concerned;

(ii) By affixture in any other conspicuous place in the locality in which the temple or math is situated which may be selected by the Dy. Commissioner in his discretion; and

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(iii) By publication in the Dt. Gazette in the language of the district concerned in the case of a math or temple or specifid endowment attached to a math or temple situated in the district, or in the Fort St. George Gazette, in the case of a math or ~~temm~~ temple or specific endowment attached to a math or temple situated in the City of Madras or to specific endowments attached to maths or temples situated in more than one district.

3. The provisions of rules 1 and 2 so far as they relate to the modification or cancellation of a scheme, shall apply to proceedings under sub-section (2) of section 61 for the modification or cancellation of a scheme.

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Extract of note

The rule in H1 have since been published and confirmed. No further action is called for. The papers may for future reference be.

Order/Ms.No.1297 Recorded. Dt. 6.12.51.

(sd.)xxx

Abstract

Rules-The Madras Hindu Religious and Charitable Endowments Act 1951-Section 58(1) (6) and (7)-Papers recorded.

/true copy/

R. Nagarajan 2.10.56

Superintendent
Madras Record Office

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